IN THE HIGH COURT OF BOMBAY AT GOA

SECOND APPEAL NO. 74 OF 2003

SHRI K.NARAYAN,PONDA-GOA. ....Appellants

Versus

SHRI MULLA ABBAS MUZAWAR,PONDA-GOA. ....Respondents

SHRI A.J. KENKARE,SHRI R.G. RAMANI

Coram:- A.M.KHANWILKAR, J.

Date:- 28th November, 2003

P.C.:

Having regard to the finding of facts re corded by the Court below in paragraphs 11 and 13 of the Judgment under challeng e, to my mind no substantial question of law arises for consideration. The Court below has clearly found that the chawl is existing since 1976 when the suit pr operty was purchased by the appellant. Besides,right from the begining access/r oad on the northern side of the plot was only 3 metres in width and that concurr ent finding of facts cannot be questione d before this Court. Hence dismissed.

A.M.KHANWILKAR, J.